THE HONOURABLE SRI JUSTICE B.SESHSASAYANA REDDY

W.P.No. 14703 Of 2005

ORDER:

1. When W.P.M.P. 18683 of 2005 came up for consideration, both parties consented for disposal of the writ petition itself. Hence, the writ petition is taken up for hearing and it is being disposed of by this order.

2. The writ petitioner assails the action of the respondent in insisting for 'No Objection Certificate' from the District Collector to approve the layout plan to an extent of Ac. 1-37 cents in Survey No.175/3 P of Madhuravada village, purchased by the petitioner from ex-service men after expiry of ten years as provided under G.O.Ms.No. 1117 Revenue (Assignment I) Department dated 11-11-1993.

3. Respondent filed counter affidavit.

4. It is no more in dispute that the land in question is an assigned land to an ex-serviceman. Whether the sale in favour of the petitioner is in accordance with the conditions of assignment, is required to be examined by the District Collector. In that view of the matter insistence of 'No Objection Certificate by the respondent cannot be found fault.

5. This writ petition is disposed of directing the petitioner to approach the District Collector, Visakhapatnam for grant of 'No Objection Certificate and in that event an application being filed by the petitioner for grant of no objection certificate, the same is required to be disposed of as expeditiously as possible preferably within four weeks thereafter. No order as to costs.

B.Seshasayana Reddy,J

17th October, 2005

C.C. in two days.

C.C. to the District Collector, Visakhapatnam.

B/o

KM

THE HONOURABLE SRI JUSTICE B.SESHSASAYANA REDDY

W.P.No. 14703 Of 2005

17th October, 2005.